

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2018-318-E**

IN RE: Application of Duke Energy Progress,)
 LLC for Adjustments in Electric Rate)
 Schedules and Tariffs and Request for an)
 Accounting Order)
)
)

**PETITION
TO
INTERVENE**

This Commission established Commission Docket 2018-318-E, on November 8, 2018 upon the Application of Duke Energy Progress, LLC, (“DEP”), requesting authority to adjust and increase its retail electric rates, charges, and tariffs. The Application was filed pursuant to S.C. Code Ann. §§58-27-820 and 58-27-870 and S.C. Code Ann. Regs. 103-303 and 103-823.

In DEP’s Application, DEP seeks rate changes to increase its annual revenues by 10.3%, or \$59 million, with the proposed increases to be effective June 1, 2019. DEP also proposes an additional rate increase on June 1, 2020 and then June 1, 2021. DEP also seeks approval of DEP’s proposed Grid Improvement Plan, approval of a Prepaid Advantage Program, and a variety of accounting orders related to ongoing costs for environmental compliance, advanced metering infrastructure deployment, grid investments between rate changes, and regulatory asset treatment related to the retirement of a generating plant located in Asheville, North Carolina. Finally, DEP seeks approval to establish a reserve and accrual for end of life nuclear costs for materials and supplies and nuclear fuel.

Petitioner herein is Cypress Creek Renewables, LLC, (hereinafter as, “Cypress Creek”). “Petitioner”). This Petition to Intervene is filed pursuant to R. 103-825, of this Commission’s Rules and Regulations and other applicable Rules and Regulations of this Commission, and Petitioner seeks permission to intervene and be made a party of record in the above-referenced Docket, with full rights of participation.

PETITIONER

1. Cypress Creek is a Delaware Corporation, domesticated to conduct business in the State of South Carolina.

2. Cypress Creek is a National solar energy company, with offices across the country. Cypress Creek develops, finances, constructs and operates solar farms that provide communities with affordable energy, new revenue streams, and jobs. In 2017, Cypress Creek successfully built nearly 15% of this Nation’s utility-scale solar installations, more than any other utility-scale developer.

3. Cypress Creek is financially impacted by DEP's Application and DEP's proposed Grid Improvement Plan because Cypress Creek has substantial business interests in South Carolina. Therefore, the review of DEP's Application and the rate increases sought therein, to be made by this Commission is important to the Petitioner, Cypress Creek from a financial and business standpoint, as is outlined in more detail hereinbelow.

4. Specifically, Petitioner, Cypress Creek conducts business with DEP in DEP's assigned territory in South Carolina.

5. Petitioner's position is that Petitioner, Cypress Creek has a direct and substantial interest in the review of DEP's Application and DEP's proposed Grid Improvement Plan, to be made by this Commission in this Docket and Petitioner's interests cannot be adequately addressed by any other party. Therefore, the review and decision of this Commission is important to the Petitioner, Cypress Creek from a financial standpoint. As shown above, Petitioner has a direct and material interest in this Commission's Review and Petitioner's interests are not adequately represented by other parties in this Docket.

6. Petitioner should be allowed to intervene in this Docket, with full rights of cross-examination, discovery and participation in any Hearing to be scheduled in this Docket. This Petition to Intervene is timely filed.

7. Furthermore, Petitioner's Intervention is consistent with this Commission's long standing policy, "...in encouraging maximum public participation in issues before the Commission, and [Intervention] [is] allowed so that a full and complete record addressing...views and concerns can be developed." (Order No.: 2005-725, in Docket No.: 2005-270-G, dated December 16, 2005).

8. The granting of Cypress Creek's Petition to Intervene is (i) in the public interest (ii) consistent with the policies of this Commission in encouraging maximum public participation in issues before it and intervention should be allowed so that a full and complete record addressing its views and concerns can be developed and (iii) contemplated in this Commission's Order 2005-725.

9. Cypress Creek Renewables, LLC is represented by counsel in this proceeding:

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WHEREFORE, Petitioner prays for the following relief:

- (a) That this Petition to Intervene be accepted and that Petitioner be made a party of record;
- (b) That Petitioner be allowed to participate fully in this proceeding and take such positions as it deems advisable; and
- (c) For such other and further relief as is just and proper.

Respectfully Submitted,
/s/Richard L. Whitt
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January 18, 2019
Columbia, South Carolina

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